

EXHIBIT V-8

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9 and Divya Narendra

(ENDORSED)
FILED
MAY 24 2006
KIRI TORRE
Chief Executive Officer Clerk
Superior Court of California County of Santa Clara
DEPUTY

COPY

9 SUPERIOR COURT OF THE STATE OF CALIFORNIA
10 COUNTY OF SANTA CLARA

12 THE FACEBOOK, INC.

13 Plaintiff,

14 v.

15 CONNECTU LLC, CAMERON WINKLEVOSS,
16 TYLER WINKLEVOSS, HOWARD
17 WINKLEVOSS, DIVYA NARENDRA, AND
18 DOES 1-25,

19 Defendants.

CASE NO. 105 CV 047381

**SUPPLEMENTAL DECLARATION OF
SCOTT R. MOSKO IN SUPPORT OF
DEFENDANTS' REPLY TO
OPPOSITION TO MOTION TO QUASH
SERVICE OF COMPLAINT AND
SUMMONS FOR LACK OF PERSONAL
JURISDICTION**

Date: June 1, 2006
Time: 9:00 a.m.
Dept. 2
Judge: William J. Elfving

1 I Scott R. Mosko declare,

2 1. I am an attorney duly licensed to practice law in the state of California and am a
3 member of Finnegan, Henderson, Farabow, Garrett & Dunner, LLP, attorneys of record for Cameron
4 Winklevoss, Howard Winklevoss, Tyler Winklevoss, and Divya Narendra. If called to testify I
5 would and could testify competently to the following matters.

6 2. On September 2, 2004, ConnectU LLC filed a complaint against The Facebook, Inc.
7 and others in the District Court of Massachusetts, referred to in this declaration as "The
8 Massachusetts Action". A true and correct copy of this complaint is attached as Exhibit A.

9 3. In the course of The Massachusetts Action, ConnectU LLC propounded discovery
10 requests on the defendants. Defendants in the Massachusetts action served documents in response to
11 these requests. The parties through their counsel in this case have agreed that discovery occurring in
12 the Massachusetts case will be deemed discovery in this case. Attached as Exhibit B is a document
13 entitled "Bylaws of TheFacebook, Inc., which comprises of bates stamped pages FACE002103 -
14 FACE002126. Exhibit B was served by Defendants in response to a discovery request propounded
15 in The Massachusetts Action.

16 4. Attached as Exhibit C is a document entitled "State of California Secretary of State
17 Certificate of Qualification", which comprises of bates stamped pages TFB000062 - TFB000064.
18 Exhibit C was served by Defendants in response to a discovery request propounded in The
19 Massachusetts Action.

20 5. In the course of The Massachusetts Action, ConnectU served a discovery subpoena
21 on third parties, including a New York entity referred to as Savvy Networks. Attached as Exhibit D
22 are a series of documents, including those entitled "TheBunker powered by SavvyNetworks
23 SavvySpace Internet Data Center Dedicated Server and Colocation Order form and Colocation
24 Service Agreement. Exhibit D comprises of bates stamped pages SAVVY 000105 -
25 SAVVY000132. Exhibit D was served by Savvy Networks Defendants in response to a subpoena
26 propounded by ConnectU LLC in The Massachusetts Action.

1 6. Attached as Exhibit E is a copy of an email sent from register.com to Mark
2 Zuckerberg, which comprises of bates stamped pages FACE002492 - FACE 002493. Exhibit E was
3 served by Defendants in response to a discovery request propounded in The Massachusetts Action.

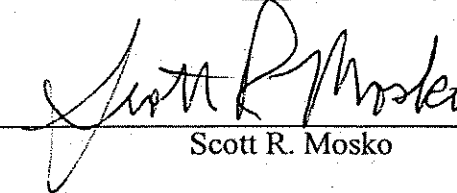
4 7. Attached as Exhibit F is a copy of two emails, one from Mark Zuckerberg to Arthur
5 Cerrati. Exhibit F has a bates stamp number of SAVVY 000047. Exhibit F was served by Savvy
6 Networks Defendants in response to a subpoena propounded by ConnectU LLC in The
7 Massachusetts Action.

8 8. Attached as Exhibit G is a document entitled "Equinix Master Service Agreement",
9 which comprises of bates stamped pages FACE00227 - FACE002233. Exhibit G was served by
10 Defendants in response to a discovery request propounded in The Massachusetts Action.

11 9. On April 25, 2006 I took the deposition of Mark Zuckerberg. Attached as Exhibit H
12 are true and correct copies of certain pages of the transcript of this deposition.

13 10. The subpoena issued to Savvy Networks, and referred to in paragraph 4 of this
14 declaration sought all documents concerning thefacebook.com website, including correspondence
15 from representatives of TheFacebook, Inc. Savvy Networks produced documents in response to this
16 subpoena. The only address provided on these documents for Mark Zuckerberg was 2 Russell Place
17 Dobbs Ferry, NY 10522.

18 I declare under penalty of perjury under the laws of the state of California that the foregoing
19 is true and correct and that this declaration was executed on the ²⁴ day of May, 2006.

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22 Scott R. Mosko
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